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IN RE: PETITION FOR ADMIN. VARIANCE

W/S Circle Road, 1600' W of the

c/l of Lake Roland Drive

(1816 Circle Road)
9th Election District
4th Councilmanic District

Douglass M. Stegner, et ux

Petitioners

* BEFORE THE

* DEPUTY ZONING COMMISSIONER

* OF BALTIMORE COUNTY

Case No. 97-69-A

*

* * * * * * * * * * *

FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter comes before the Deputy Zoning Commissioner as a Petition for Administration Variance for that property known as 1816 Circle Road, located in the vicinity of Ruxton Road in Towson. tion was filed by the owners of the property Douglass M. and Martha H. Stegner through the administrative variance process. However, at the request of an adjoining property owner, William H. Baugher, the matter was scheduled for a public hearing to determine the appropriateness of the requested relief. Specifically, the Petitioners have requested a variance from Sections 400.1 and 400.3 of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit an accessory structure height of 22 feet in lieu of the maximum permitted 15 feet for a proposed 24' x 32' garage and to permit the subject structure to be located in the front yard in lieu of the required rear yard. The subject property and relief sought are more particularly described on the site plan submitted which was accepted and marked as Petitioner's Exhibit 1.

Appearing at the hearing on behalf of the Petition were Douglass and Martha Stegner, legal owners of the property. Appearing in opposition to the request were Charles D. Flagle, Carl B. Schleifer, and Clinton Kelly, adjoining property owners.

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Testimony and evidence offered revealed that the subject property consists of .693 acres, more or less, zoned D.R. 1 and is improved with a The Petitioners are desirous of constructing a single family dwelling. 24' x 32' garage, in accordance with Petitioner's Exhibit 1. location of existing improvements on the property, and the topography of the land, the relief requested is necessary in order to proceed with the proposed improvements. Testimony indicated that the existing dwelling does not have a basement and offers only minimal storage space. Furthermore, the attic does not have sufficient head room to allow convenient access for storage. Mr. Stegner testified that the size of the proposed garage is necessary to provide sufficient storage space for his automobiles and personal property. In addition, Mr. Stegner wishes to set aside an area above the garage for use as a hobby room for himself. Mr. Stegner further testified that the footprint for the proposed garage is the minimum required for a two-car garage and that the height of the proposed garage is necessary to accommodate a barn, or gabled roof, which is in keeping with the character of other buildings in the community.

As noted above, several adjoining property owners appeared in opposition to the Petitioners' request. All of those individuals agreed that the structure the Petitioners propose to construct is simply too large for the subject property. They believe the three-story, 2200 sq.ft. structure proposed is equal in size to a house. They also believe that the proposed garage is out of character with the surrounding community and are concerned that it will be converted to provide living quarters above the garage. Furthermore, these individuals spoke on behalf of Mr. Baugher who requested the public hearing but was unable to attend. They testified

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that the proposed building would be too close to Mr. Baugher's property and could adversely affect the value of the Baugher property.

An area variance may be granted where strict application of the zoning regulations would cause practical difficulty to the Petitioner and his property. McLean v. Soley, 270 Md. 208 (1973). To prove practical difficulty for an area variance, the Petitioner must meet the following:

- 1) whether strict compliance with requirement would unreasonably prevent the use of the property for a permitted purpose or render conformance unnecessarily burdensome;
- 2) whether the grant would do substantial injustice to applicant as well as other property owners in the district or whether a lesser relaxation than that applied for would give substantial relief; and
- 3) whether relief can be granted in such fashion that the spirit of the ordinance will be observed and public safety and welfare secured.

Anderson v. Bd. of Appeals, Town of Chesapeake Beach, 22 Md. App. 28 (1974).

After due consideration of the testimony and evidence presented, I am persuaded to deny the variance. The structure which the Petitioners propose to construct is simply too large for the subject site and would be out of character with the surrounding community. The Petitioners have failed to show that compliance would unreasonably prevent the use of the property or be unnecessarily burdensome. Therefore, the variance requested must be denied.

Pursuant to the advertisement, posting of the property, and public hearing on this Petition held, and for the reasons given above, the relief requested should be denied.

THEREFORE, IT IS ORDERED by the Deputy Zoning Commissioner for Baltimore County this $\frac{25}{100}$ day of October, 1996, that the Petition for

ORDER RECEIVED EAR FILING

TMK:bjs

Variance seeking relief from Sections 400.1 and 400.3 of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit an accessory structure height of 22 feet in lieu of the maximum permitted 15 feet for a proposed 24' x 32' garage and to permit the subject structure to be located in the front yard in lieu of the required rear yard, in accordance with Petitioner's Exhibit 1, be and is hereby DENIED; and,

IT IS FURTHER ORDERED that the Petitioners shall have thirty (30) days from the date of this Order to file an appeal of this decision.

TIMOTHY M. KOTROCO

Deputy Zoning Commissioner

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for Baltimore County

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Baltimore County Zoning Commissioner Office of Planning and Zoning

Suite 112, Courthouse 400 Washington Avenue Towson, Maryland 21204 (410) 887-4386

October 25, 1996

Mr. & Mrs. Douglass M. Stegner 1816 Circle Road Ruxton, Maryland 21204-6415

RE: PETITION FOR ADMINISTRATIVE VARIANCE
W/S Circle Road, 1600' W of the c/l of Lake Roland Drive
(1816 Circle Road)
9th Election District - 4th Councilmanic District
Douglass M. Stegner, et ux - Petitioners
Case No. 97-69-A

Dear Mr. & Mrs. Stegner:

Enclosed please find a copy of the decision rendered in the above-captioned matter. The Petition for Administrative Variance has been denied in accordance with the attached Order.

In the event any party finds the decision rendered is unfavorable, any party may file an appeal to the County Board of Appeals within thirty (30) days of the date of this Order. For further information on filing an appeal, please contact the Zoning Administration and Development Management office at 887-3391.

Very truly yours,

TIMOTHY M. KOTROCO

Deputy Zoning Commissioner

for Baltimore County

TMK:bjs

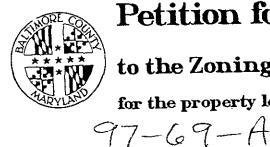
cc: Mr. Charles D. Flagle, 1822 Circle Road, Towson, Md. 21204

Mr. Carl B. Schleifer, 1818 Circle Road, Towson, Md. 21204

Mr. Clinton Kelly, 1818-A Circle Road, Towson, Md. 21204

Mr. William H. Baugher, 1817 Circle Road, Towson, Md. 21204

People's Counsel; Case File



ACLESSORY

TO BE LOLATED IN

Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

which is presently zoned

for the property located at 1816 Circle Road, Ruxton, MD, 21204-6415

hereto and made a part hereof, hereby petition for a Variance from Section(s) 400.14 400.3; BCZP, TO PERMIT AN ACLESSORY STRICTURE WITH A HEIGHT of 22' IN LIE4 of The PERMITTED 15'

The undersigned, legal owner(s) of the property situate in Baltimore County and which is described in the description and plat attached

of the Zoning Regulations of Baltimore County, to the Zoning Law of Baltimore County; for the following reasons: (Indicate hardship or

(1) Topography - The site is hilly with a 25% to 30% uphill grade. Erecting the garage to the rear of the house would cause an extremely steep entrance

(2) The existing house has no basement, the only storage area is an 8'X11' utility room. The 22' height would allow maximum storage capacity and the barn

THE FRONT YARD. (2) To erect a garage and storage building with a roof ridge 22 feet above

See other side for more complete information.

ramp or cause the floor to be 25' to 30' below existing grade.

This Petition shall be filed with the Office of Zoning Administration & Development Management.

roof would be in keeping with the area. Property is to be posted and advertised as prescribed by Zoning Regulations.

			I/We do solemnly declare and aftirm, under the paralities of perjury, that I/we legal owner(s) of the property which is the subject of this Petition
Contract Purchaser/Lessee			Legal Owner(s)
N,	/A		Douglass M. Stegner
(Type or Print Name)		 	(Type or Pant Name)
			Naylan M. Stymus
Signature			Signiture
			Martha H. Stegner
Address			(Type or Print Name)
			Maller H. Negres
City	State	Zipcode	Signature
N7	I/A		
Attorney for Petitioner IN	.,		1816 Circle Road 410-823-532
(Type or Print Name)			Address Phone No
å			Ruxton, Maryland, 21204-6415
		•	City State Zipon Name Address and phone number of representative To be contacted
Signature			taging Noticess and phone remote of the second
ģ.			Douglass M. Stegner
Address	Phone	No	Name
			1816 Circle Rd. Ruxton, MD 823-53
City	State	Zipcode	Address Phone No
			A publication Commissioner of Sallimore County Inst. day of
it feel the subject matter of	f this petition be set for a pub	alic hearing , advernsed, (ered by the Zaning Cammissioner of Battlimore County, this day of os required by the Zaning Regulations of Battlimore County, in two newspaper
circulation throughout 80	altimore County, and that th	e properly be reposted	
H-1			Zoning Commissioner at Baltimore County
			9 8 7 8 7 8 4 6 6 6 7 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1

Affidavit in support of Administrative Variance

Ruxton, Maryland, 21204-6415

The undersigned hereby affirms under the penalties of perjury to the Zoning Commissioner of Baltimore County, as follows.

That the information herein given is within the personal knowledge of the Affiant(s) and that Affiant(s) is/are competent to testify thereto in the event that a public hearing is scheduled in the future with regard thereto.

That based upon personal knowledge, the following are the facts upon which I/we base the request for an Administrative

Garage & Storage building: The house on the property has no basement: The combination utility-storage room is only 8'X11': The topography of the lot is hilly, with a 25% to 30% grade sloping upward from front to rear: If the garage were placed behind the house with the garage floor on grade with the driveway the floor would be 25' to 30' below grade at the rear, (the rear wall would be 25' to 30' high, below grade): Erecting the garage on grade

That the Affiant(s) does/do presently reside at 1816 Circle Road

Variance at the above address: (Indicate hardship or practical difficulty)

with the driveway and an 8' high rear order to build barn roof in keeping we of storage. If the barn roof height w	eway with a 25% to 30% grade: Placing way results in the floor being on grade wall: The 22' height is requested in ith the area and maximize the amount ere restricted to 15' the rear of the poor appearance, (the rear of the roof
That Affiant(s) acknowledge(s) that if a protest is filed, Affi may be required to provide additional information. Affiant(s) acknowledge(s) that if a protest is filed, Affi may be required to provide additional information. Affiant(s) acknowledge(s) that if a protest is filed, Affi may be required to provide additional information.	ant(s) will be required to pay a reposting and advertising fee and RE A CALLA A Sequential Martha H. Stegner (type or print name)
of Maryland, in and for the County aforesaid, personally app	1996, before me, a Notary Public of the State
the Affiants(s) herein, personally known or satisfactorily ide that the matters and facts hereinabove set forth are true and	ntified to me as such Affiantt(s), and made oath in due form of law correct to the best of his/her/their knowledge and belief.
AS WITNESS my hand and Notarial Seal. date 13, 1996	Linda K. W. anchroeg
- ,	My Commission Expires D'Ambrogi Tinde K. D'Ambrogi Notery Public II, commission expires June 21, 1999

#78

ZONING DESCRIPTION

97-69-A

ZONING DESCRIPTION FOR 1816 Circle Road, Ruxton, MD 21204-6415

Beginning at a point on the west side of Circle Road which is 50 feet wide at the distance of 1600 feet west of the centerline of the nearest improved intersecting street Lake Roland Drive which is 14 feet wide.

Being Lot #2, Section #1 in the subdivision of Circle Hill as recorded in Baltimore County Plat Book # 25, Folio #7, containing 30551 square feet.

Also known as 1816 Circle Road and located in the 9th Election District, 4th Councilmanic District.

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Former Closing Date: 9/9/96 CASE NUMBER: 97-69-A (Item 78) 9th Flection District - 4th Councilmanic Legal Owner(s): Douglas M. Stegner and Martha H. Stegner W/S Circle Road, 1600' W of c/l Lake Roland Drive 1816 Circle Road

Variance to permit an accessory structure with a height of 22 feet in lieu of the permitted 15 feet to be located in the front yard.

HEARING: TUESDAY, OCTOBER 1, 1996 at 9:00 a.m. in Room 118, Old MICROFILMED Courthouse.

Post by: 9/16/96

CASE NUMBER: 97 '9-A (Item 78)

1816 Circle Roac

W/S Circle Road, 1600' W of c/l Lake Roland Drive

9th Election District - 4th Councilmanic

Legal Owner(s): Douglas M. Stegner and Martha H. Stegner

Administrative Variance to permit an accessory structure with a height of 22 feet in lieu of the permitted 15 feet to be located in the front

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CERTIFICATE OF POSTING ZONING DEPARTMENT OF BALTIMORE COUNTY

Townen, Maryland

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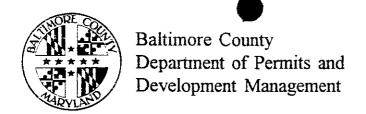
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REQUEST FOR HEARING

TO THE ZONING COMMISSIONER FOR BALTIMORE COUNTY:
Re: Case Number: 97-69-1
Petitioner(s): DOUCLAS M STECNER
Location: 1816 CIRCLE RD

I/WE, WILLIAM HUGH BAUGHEN Name(s) (TYPE OR PRINT) (Megal Owners (Nesidents, of
1817 CINCLERD.
RUXTUN MD 21204 321-1693
which is located approximately 300 feet from the
property which is the subject of the above petition, do hereby formally
request that a public hearing be set in this matter.
W. 18 8/2 8/96 Signature 8/2 8/96
Signature Date

MICROFILMED



Development Processing County Office Building 111 West Chesapeake Avenue Towson, Maryland 21204

ZONING HEARING ADVERTISING AND POSTING REQUIREMENTS & PROCEDURES

Baltimore County zoning regulations require that notice be given to the general public/neighboring property owners relative to property which is the subject of an upcoming zoning hearing. For those petitions which require a public hearing, this notice is accomplished by posting a sign on the property and placement of a notice in at least one newspaper of general circulation in the County.

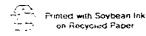
This office will ensure that the legal requirements for posting and advertising are satisfied. However, the petitioner is responsible for the costs associated with these requirements.

PAYMENT WILL BE MADE AS FOLLOWS:

- 1) Posting fees will be accessed and paid to this office at the time of filing.
- 2) Billing for legal advertising, due upon receipt, will come from and should be remitted directly to the newspaper.

NON-PAYMENT OF ADVERTISING FEES WILL STAY ISSUANCE OF ZONING ORDER.

ARNOLD JABLON, DIRECTOR
For newspaper advertising:
Item No.: 78 Petitioner: DOUGLASS 19, STEGNOR Location: 18/6 CIROLIS ROAD RUXTON MD 21204
Location: 1816 CIROLIS ROAD RUXTON MD 21204
PLEASE FORWARD ADVERTISING BILL TO:
NAME: DOUGLASS 19. STEGNOR
ADDRESS: 1816 CIRCLE ROAD
RUXTON MD 21204-6415
PHONE NUMBER: 823-532)



TO: PUTUXENT PUBLISHING COMPANY
September 5, 1996 Issue - Jeffersonian

Please foward billing to:

Douglass and Martha Stegner 1816 Circle Road Ruxton, MD 21204-6415

823-5327

NOTICE OF HEARING

The Zoning Commissioner of Baltimore County, by authority of the Zoning Act and Regulations of Baltimore
County, will hold a public hearing on the property identified herein in
Room 106 of the County Office Building, 111 W. Chesapeake Avenue in Towson, Maryland 21204

Room 118, Old Courthouse, 400 Washington Avenue, Towson, Maryland 21204 as follows:

CASE NUMBER: 97-69-A (Item 78)

1816 Circle Road

W/S Circle Road, 1600' W of c/l Lake Roland Drive

9th Election District - 4th Councilmanic

Legal Owner(s): Douglas M. Stegner and Martha H. Stegner

Variance to permit an accessory structure with a height of 22 feet in lieu of the permitted 15 feet to be located in the front yard.

HEARING: TUESDAY, OCTOBER 1, 1996 at 9:00 a.m. in Room 118, Old Courthouse.

LAWRENCE E. SCHMIDT ZONING COMMISSIONER FOR BALTIMORE COUNTY

NOTES: (1) HEARINGS ARE HANDICAPPED ACCESSIBLE; FOR SPECIAL ACCOMMODATIONS PLEASE CALL 887-3353.

(2) FOR INFORMATION CONCERNING THE FILE AND/OR HEARING, PLEASE CALL 887-3391.



Baltimore County Department of Permits and Development Management

Development Processing County Office Building 111 West Chesapeake Avenue Towson, Maryland 21204

August 30, 1996

NOTICE OF HEARING

The Zoning Commissioner of Baltimore County, by authority of the Zoning Act and Regulations of Baltimore County, will hold a public hearing on the property identified herein in Room 106 of the County Office Building, 111 W. Chesapeake Avenue in Towson, Maryland 21204

Room 118, Old Courthouse, 400 Washington Avenue, Towson, Maryland 21204 as follows:

CASE NUMBER: 97-69-A (Item 78)

1816 Circle Road

W/S Circle Road, 1600° W of c/l Lake Roland Drive

9th Election District - 4th Councilmanic

Legal Owner(s): Douglas M. Stegner and Martha H. Stegner

Variance to permit an accessory structure with a height of 22 feet in lieu of the permitted 15 feet to be

HEARING: TUESDAY, OCTOBER 1, 1996 at 9:00 a.m. in Room 118, Old Courthouse.

Arnold Jablon

Director

cc: Douglass and Martha Stegner

William Hugh Baugher

NOTES: (1) ZONING SIGN & POST MUST BE RETURNED TO RM. 104, 111 W. CHESAPEAKE AVENUE ON THE HEARING DATE.

- (2) HEARINGS ARE HANDICAPPED ACCESSIBLE; FOR SPECIAL ACCOMMODATIONS PLEASE CALL 887-3353.
- (3) FOR INFORMATION CONCERING THE FILE AND/OR HEARING, CONTACT THIS OFFICE AT 887-3391.



August 23, 1996

Development Processing County Office Building 111 West Chesapeake Avenue Towson, Maryland 21204



NOTICE OF CASE NUMBER ASSIGNMENT

Re:

CASE NUMBER: 97-69-A (Item 78)

1816 Circle Road

W/S Circle Road, 1600' W of c/l Lake Roland Drive

9th Election District - 4th Councilmanic

Legal Owner(s): Douglas M. Stegner and Martha H. Stegner

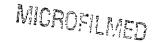
Please be advised that your Petition for Administrative Zoning Variance has been assigned the above case number. Contact made with this office regarding the status of this case should reference the case number and be directed to 887-3391. This notice also serves as a refresher regarding the administrative process.

- 1) Your property will be posted on or before August 25, 1996. The closing date (September 9, 1996) is the deadline for a neighbor to file a formal request for a public hearing. After the closing date, the file will be reviewed by the Zoning or Deputy Zoning Commissioner. They may (a) grant the requested relief, (b) deny the requested relief, or (c) demand that the matter be set in for a public hearing. You will receive written notification as to whether or not your petition has been granted, denied, or will go to public hearing.
- 2) In cases requiring public hearing (whether due to a neighbor's formal request or by Order of the Commissioner), the property will be reposted and notice of the hearing will appear in a Baltimore County newspaper. Charges related to the reposting and newspaper advertising are payable by the petitioner(s).
- 3) Please be advised that you must return the sign and post to this office. They may be returned after the closing date. Failure to return the sign and post will result in a \$60.00 charge.

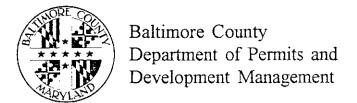
PLEASE UNDERSTAND THAT ON THE DATE AFTER THE POSTING PERIOD, THE PROCESS IS NOT COMPLETE. THE FILE MUST GO THROUGH FINAL REVIEW. ORDERS ARE NOT AVAILABLE FOR DISTRIBUTION VIA PICK-UP. WHEN READY, THE ORDER WILL BE FORWARDED TO YOU VIA FIRST CLASS MAIL.

Arnold Jablon Director

cc: Douglas and Martha Stegner







Development Processing County Office Building 111 West Chesapeake Avenue Towson, Maryland 21204

September 5, 1996

Mr. and Mrs. Douglass M. Stegner 1816 Circle Road Ruxton, MD 21204-6415

RE: Item No.: 78

Case No.: 97-69-A

Petitioner: Douglass Stegner, et ux

Dear Mr. and Mrs. Stegner:

The Zoning Advisory Committee (ZAC), which consists of representatives from Baltimore County approval agencies, has reviewed the plans submitted with the above referenced petition, which was accepted for processing by Permits and Development Management (PDM), Zoning Review, on August 14, 1996.

Any comments submitted thus far from the members of ZAC that offer or request information on your petition are attached. These comments are not intended to indicate the appropriateness of the zoning action requested, but to assure that all parties (zoning commissioner, attorney, petitioner, etc.) are made aware of plans or problems with regard to the proposed improvements that may have a bearing on this case. Only those comments that are informative will be forwarded to you; those that are not informative will be placed in the permanent case file.

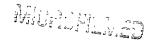
If you need further information or have any questions regarding these comments, please do not hesitate to contact the commenting agency or Roslyn Eubanks in the zoning office (887-3391).

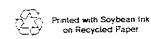
Sincerely

W. Carl Richards, Jr.

Zoning Supervisor

WCR/re
Attachment(s)





ALTIMORE COUNTY, MARYLAN

m M CTRIC INSPECTION FEE 8 C # E 1 n d M

EFFECTIVE APRIL 1. 1992

WUMINIM FEE FOR ELECTRICAL PERMITS IS \$17.00

NVESTIGATION FEE

PERMIT EXPIRATION

A permit shall expire one year from the date it was issued unless it is extended, in which case it can only be extended for one additional year. The maximum duration of an electrical permit

For each additional 25 outlets or fraction thereof . \$ 3.00 switches, receptacles, and lights to be counted as outlets: 50 outlets . . . \$17.00 For each additional 25 fixtures or fraction thereof . .\$3.00 1 to 50 fixtures . . . \$17.00

ç

OUGH WIRING

FIXTURES

and can be inspected on one visit, apply rough wiring schedule based on total number of outlets. COMPLETED INSTALLATIONS, where wiring and fixtures are installed

FEES - NEW RESIDENCE - FLAT RATE - INCLUDES ALL APPLIANCES &

Over	Not	Not
200	over	1970
P P	200	100
198	amp.	amp.
vice	1108	aer\
	/ice	73 Ce
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\$57.00	52.00	Not over 100 amp. service \$44.00

FRES - NEW APARTMENTS - INCLUDES ALL APPLIANCES - SERVICE ADDITIONAL

1 to 5 - Use Rough Wiring & Fixture Schedules, Service Additional 6 or more - \$17.00 per apartment, Service Additional

pitions & REMODELING - Use Rough Wiring and Fixture Schedules. liances such as electric ranges, range tops, ovens, air conditioners, water heaters, disposals, dishwashers, dryers, water pumps, electric heating units, etc., installed in dwelling occupancies: a charge of \$5.00 will be made for the first unit 20 KW or less, and \$2.00 for each additional unit or outlets.

motors, INDUSTRIAL AND COMMERCIAL EQUIPMENT - such as air conditioners, generators, commercial heaters, transformers, capacitors, and similar devices: Secondary Fee

Over	Over	1 #P	total	Sing
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HP, KW o	HP to 75	40 HP, 1	pacity o	init or c
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\$17.00	Over 40 HP to 75 HP, XW or KVA \$17.00 - \$6.00	\$17.00	\$17.00	ē
-	1	1	1	
***	30.00	00	35.00	

Where above motor fees exceed \$75.00 and inspections can be completed within 90 days of filing application, apply 50% of the above fees for the amount over \$75.00.

NEW SERVICE -RELOCATION OR CHANGE IN SERVICE

JBAO	Over	Not .
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amps	not	400
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Over 800 amps	\$25.00	\$17.00

MODULAR HOMES OR PREFABRICATED STRUCTURES

Must bear a sticker of approval from the U.S. federal government, the state, a national testing facility, or other recognized inspection bureau. When this sticker is in evidence, a flat rate of \$43.00 will be charged.

TRANSFORMERS, VAULTS - OUTDOOR ENCLOSURES OUTDOOR SUB-STATIONS

Over 500	Over 200	Not over
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KVA	o 5	8
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:	to 500 KVA.	r 200 KVA
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A	.\$21.00	.\$19.00

NOTE: Above applied to each bank of transformers.

SWIMMING POOLS

schedule) \$17.00

REINSPECTION OR REINTRODUCTION OF CURRENT

Charge is in relation to amount of supervision, . .\$43.00

ADDITIONAL INSPECTIONS

For reported correction of defects found in original installation (after notice of correction and second

ELECTRIC SIGNS

Electric discharge sign lighting systems, charge based on amp. rating of each sign: schedule for each sign, tube sign to be computed by adding charge

for each class.

ELEVATOR INSTALLATIONS

Whenever any work for which a permit is required under this code has been commenced without authorization of such permit, a special investigation shall be made before a permit may be issued for such work. In addition to the regular permit fee, an investigation fee of \$43.00 shall be collected.

investi-

radio or TV APPARATUS

TEMPORARY INSTALLATIONS AND DECORATIVE DISPLAYS Temporary installations for carnivals, Christmas decorations, halls churches, etc., where inspections on a one-time basis, apply the following fees:	1 to 15 devices	PROTECTIVE SIGNALING SYSTEMS, SOUND OR TIME SYSTEMS OUTLETS, TELEPHONES	Minimum fee
DISPLAYS Christmas 'e inspection wing fees:	\$ 3.00	TIME	17.00

Special Services below: Where Inspection is not on a one-time basis, see

.\$17.00 .\$21.00 .\$28.00

SPECIAL SERVICES

Minimum fee	for on the basis of time required.	provided for in the schedule shall be charged	ment, mobile homes, etc.) and/or conditions not	hospital operating floors, motion pict	Special services (such as annual inspections,
. \$17.00		charged	tions not	picture equip-	ctions,

\$43.00	*** * * * * * * * * * * * * * * * * *				ACH
after	requested	tions	inspec	and	emporaries
\$17.00	fee	:	:	:	inimum fee

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3.00

PRE-PURCHASE AND USE POSTCARD PERMITS (\$17.00) FOR SIMPLE, ONE-ITEM INSPECTIONS.

Baltimore County Government Fire Department



700 East Joppa Road Towson, MD 21286-5500 Office of the Fire Marshal (410) 887-4880

DATE: 08/27/96

Arnold Jablon
Director
Zoning Administration and
Development Management
Baltimore County Office Building
Towson, MD 21204
MAIL STOP-1105

RE: Property Owner: SEE BELOW

Location: DISTRIBUTION MEETING OF AUGUST 26, 1996.

Item No.: SEE BELOW Zoning Agenda:

Gentlemen:

Pursuant to your request, the referenced property has been surveyed by this Bureau and the comments below are applicable and required to be corrected or incorporated into the final plans for the property.

8. The Fire Marshal's Office has no comments at this time, IN REFERENCE TO THE FOLLOWING ITEM NUMBERS:59,70,72,73,74,75,76,77, 78,79 AND 80.

--

REVIEWER: LT. ROBERT P. SAUERWALD

Fire Marshal Office, PHONE 887-4881. MS-1102F

cc: File

MICROFILMED

BALTIMORE COUNTY, MARYLAND

DEPARTMENT OF ENVIRONMENTAL PROTECTION AND RESOURCE MANAGEMENT

INTER-OFFICE CORRESPONDENCE

To:

PDM

DATE:

FROM:

R. Bruce Seeley

Permits and Development Review

SUBJECT:

Zoning Advisory Committee Meeting Date: Lup 26

The Department of Environmental Protection & Resource Management has no comments for the following Zoning Advisory Committee Items:

Item #'s:

RBS:sp

BRUCE2/DEPRM/TXTSBP

MICROFILMED

BALTIMORE COUNTY, MARYLAND

INTEROFFICE CORRESPONDENCE

TO:

Arnold Jablon, Director

Date: August 30, 1996

Department of Permits & Development

Management

Robert W. Bowling, Chief Development Plans Review Division

SUBJECT: Zoning Advisory Committee Meeting

for September 3, 1996

Item Nos. 059, 061, 070, 073, 074, 075, 077, 078, 079, & 080

The Development Plans Review Division has reviewed the subject zoning item, and we have no comments.

RWB:HJO:jrb

cc: File



David L. Winstead Secretary Parker F. Williams Administrator

Ms. Rosiyn Eubanks Baltimore County Office of Permits and Development Management County Office Building, Room 109 Towson, Maryland 21204

7

8-30-96
Baltimore County Item No. 078 (TCM) RE:

Dear Ms. Eubanks:

This office has reviewed the referenced item and we have no objection to approval as it does not access a State roadway and is not affected by any State Highway Administration projects.

Please contact Bob Smail at 410-545-5581 if you have any questions.

Thank you for the opportunity to review this item.

Very truly yours,

Ronald Burns, Chief

Engineering Access Permits

Division

BS/es

My telephone number is .

Maryland Relay Service for Impaired Hearing or Speech 1-800-735-2258 Statewide Toll Free



Baltimore County
Department of Permits and
Development Management

10/3/96.

Development Processing County Office Building 111 West Chesapeake Avenue Towson, Maryland 21204

August 30, 1996

Douglass and Martha Stegner 1816 Circle Road Ruxton, Maryland 21204-6415

Case #97-69-A

Dear Petitioners:

A formal REQUEST FOR PUBLIC HEARING has been filed in your case. Formal notification of the hearing date will be forwarded to you shortly.

As you recall, it now becomes necessary to repost the property and run notice of the hearing in a newspaper of general circulation. This office will ensure that the legal requirements for posting and advertising are satisifed; the policy change will effect to whom and when these fees are paid.

Posting charges in the amount of \$35.00 are now due. Your check in this amount should be made payable to "Baltimore County, Maryland" and immediately mailed to this office.

Billing for legal advertising, due upon receipt, will come from and should be remitted directly to the newspaper.

Please be further advised that non-payment of fees will stay the issuance of the Zoning Commissioner's Order.

If you have any questions concerning this letter, you may contact Gwen Stephens at 887-3391.

Very fruly yours,

ARNOLD JABLON, DIRECTOR



DOUGLASS M. STEGNER 1816 CIRCLE ROAD RUXTON, MARYLAND 21204

DESCRIPTION OF AN ACCESSORY STRUCTURE AT 1816 CIRCLE ROAD

The existing house at 1816 Circle Road is built on a slab with no basement. The attic has a maximum headroom of 4'11" (or 59") high because of truss construction. Due to the above there is no place for storage or hobbies other than the living quarters or out of doors. Currently any painting, carpentry, etc., that I do, must be done in the driveway, weather permitting.

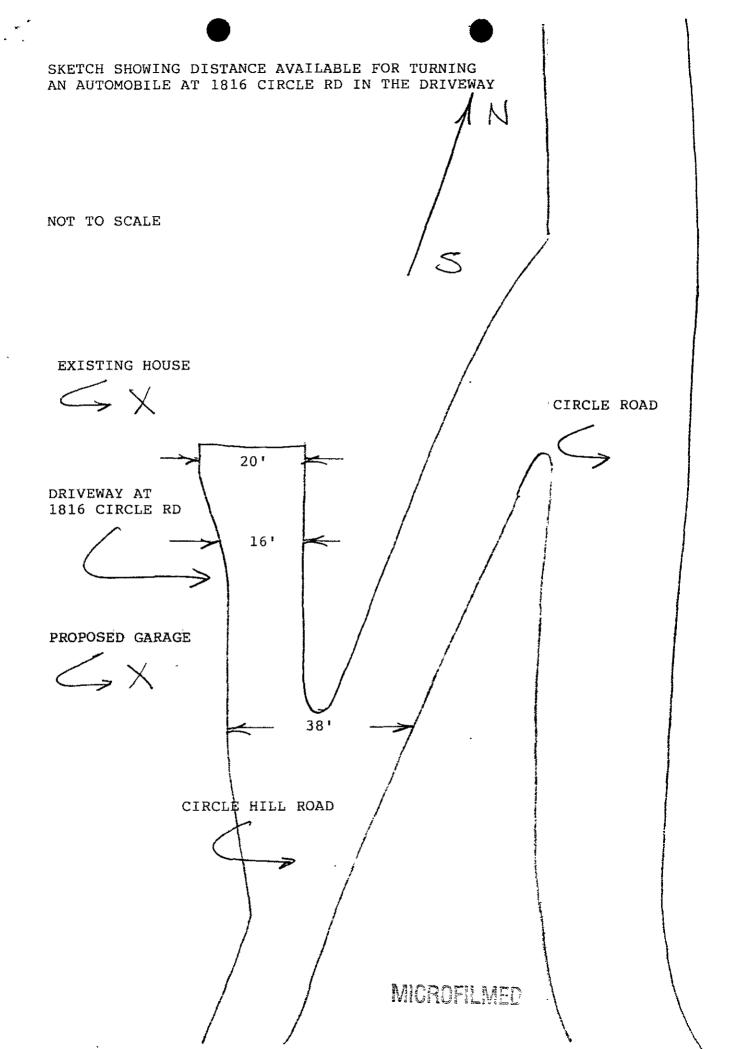
The foundation of the structure would house a garage, since I have reached an age when clearing snow from an automobile is difficult. We now store many of our belongings out of doors or in lawn buildings. This has proven to be unsatisfactory. The proposed structure would have electricity in order to provide heat and dehumidification. The structure would have the required moisture barrier and insulation.

The structure would be located at the southern most and lowest section of our driveway, where it meets Circle Hill Road. Placing the structure at this location would keep the roof line well below the roof lines of our house and that of the adjacent house at 1817 Circle Road.

The southern most location affords a turning circle of 38 feet because it is at the junction of Circle Hill Road and our driveway. The driveway is approximately 16 feet in width. If I were to erect a garage further up the driveway (to the north, closer to the house) I could not turn into the garage. In order to use the garage at this northern location I would have to build it uphill, to the west, with a large apron. The average automobile has a turning circle of approximately 40 feet. The Ford Crown Victoria that I now drive has a turning circle of 43 feet. The 16 foot wide driveway prevents using the garage at this location. The combined width of our driveway and Circle Hill Road equal 38 feet, making this southern most location the most practical location for the garage.

The proposed southern most location of the structure also would allow maximum sunlight on the south side of our house. The trees to the east and west as well as to the south put a premium on sunlight. If the structure were closer to the house (further north) it would block most of the sunlight that we now get in fall, winter, and spring. Moving the structure uphill, closer to the house, would also raise the structures roof line relative to the nearby houses.

I have requested the 22 foot height variance in order to get the maximum amount of usable space in the smallest package. I have selected a barn, or Gambrill style roof for the same reason. There are a number of houses with this style roof on Circle Road; the structure is in keeping with the area.



DOUGLASS M. STEGNER 1818 CIRCLE ROAD RUXTON, MARYLAND 21204

HISTORY OF ACCESSORY STRUCTURE AT 1816 CIRCLE ROAD

On August 5, 1996 I delivered the enclosed letter and drawings to the residents of the development of Circle Hill. I wanted to notify the neighbors of our intentions prior to filing for a zoning variance. The neighbors that we spoke to regarding the proposed structure expressed no objections. After waiting ten days we filed for a zoning variance on August 15, 1996.

On September 5 I received notice that a public hearing had been scheduled for October 1, 1996. The notice stated that the hearing was requested by William Baugher. I immediately called the Baugher's and suggested that the two of us get together and try to resolve any differences prior to the October 1 hearing. We arranged to meet at 4 PM on Sunday, September 8.

All six residents of Circle Hill attended the meeting on Sunday September 8. I reviewed the proposed project with the group. The initial suggestion was that I locate the structure at the northern end of my property next to 1814 Circle Road. I said that this was not practical due to a BG&E easement, the location of the septic system, and the 300' distance from the house.

In short order there were more suggestions than there were people at the meeting. At that point it was suggested that I retain an architect to develop a proposal that would appeal to all of the concerned parties.

I then requested that each person who had a proposal put their ideas on paper prior to to my contacting an architect or builder. I felt that this was necessary for accurate communication. There was no one in the group who was willing to put their suggestions on paper.

At this point the meeting broke up.

There were people attending the meeting who said that they were not opposed to the accessory structure. There were other people attending who said that they had no opinion on the proposed project. There were others who had a multitude of suggestions.

DOUGLASS M. STEGNER 1816 CIRCLE ROAD RUXTON, MARYLAND 21204

August 5, 1996

Residents of Circle Hill

We wanted to let you know that we are planning to erect a garage on the south side of our house.

Our house has no basement and we have had to rely on lawn buildings and our carport for storage. We need more storage and it is the only option that seems to make sense.

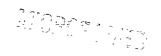
We have the choice of erecting more lawn buildings or a garage suitable for use as a storage area. The garage will have enough space that will enable us to enclose our carport and tear down our existing lawn buildings.

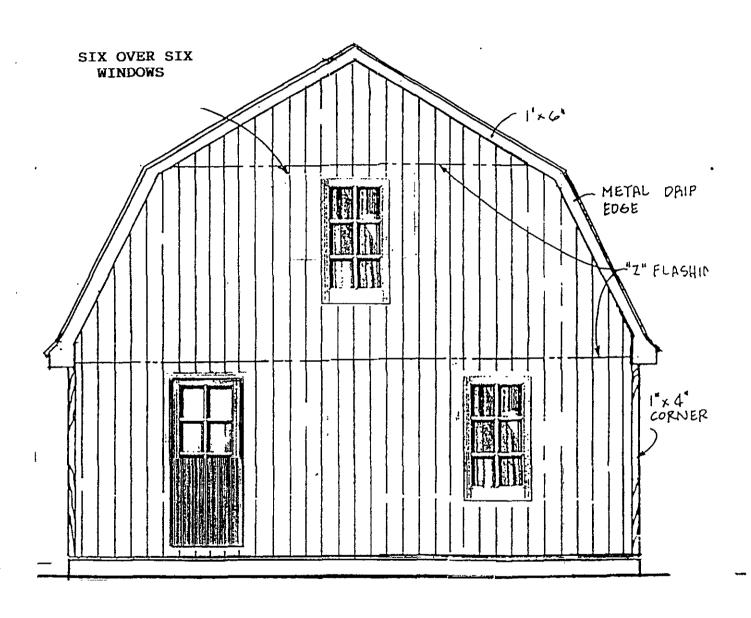
We feel erecting the garage is the more desirable option. Hopefully we can have the work completed by spring.

Enclosed are elevation drawings of the proposed garage.

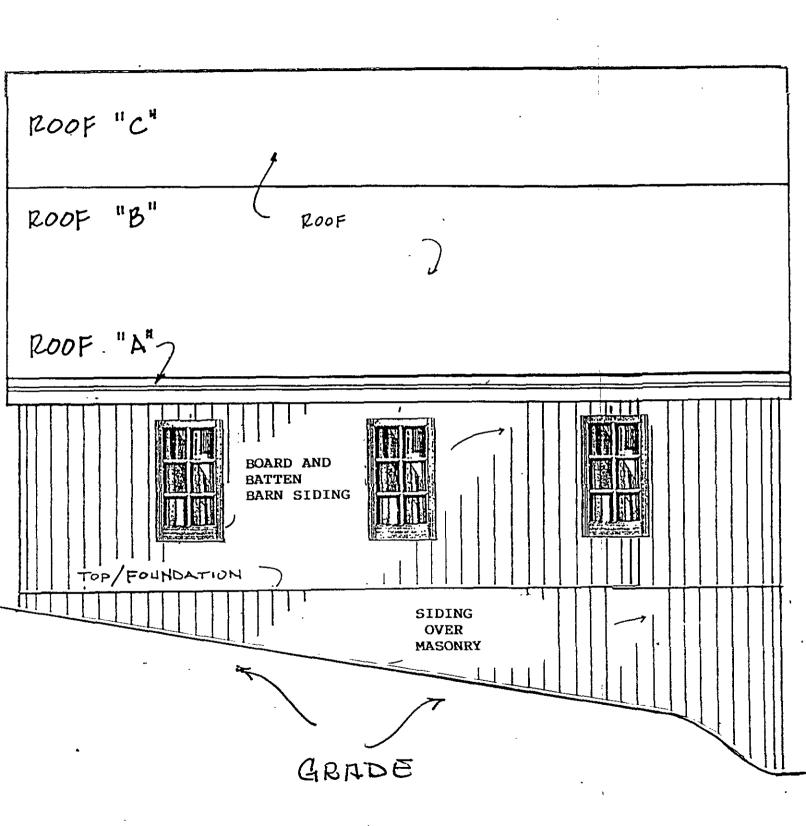
Sincerely,

Doug Stegner

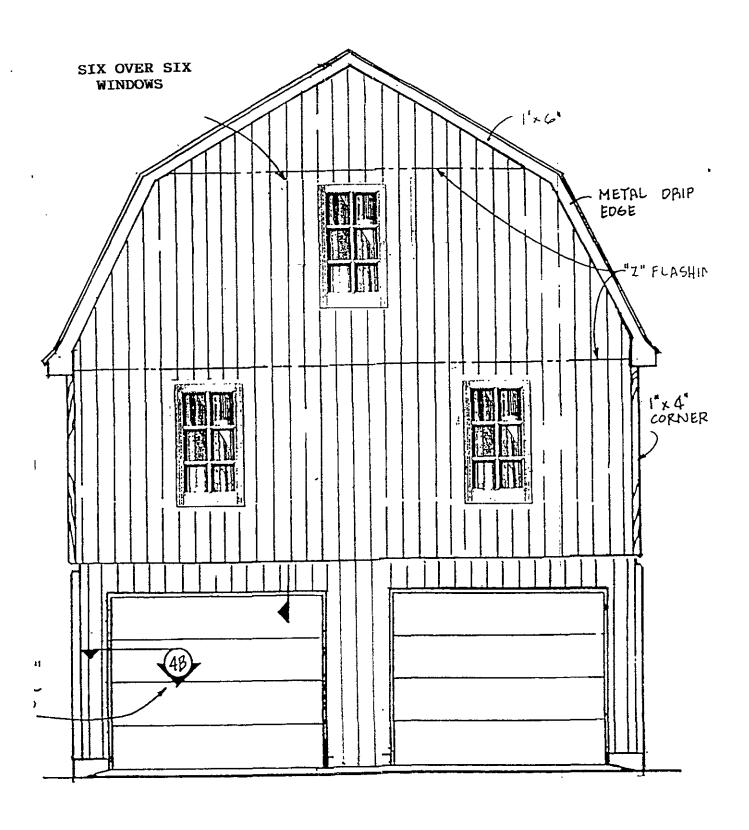




REAR ELEVATION



SIDE ELEUATION



FRONT ELEVATION

PLEASE PRINT CLEARLY

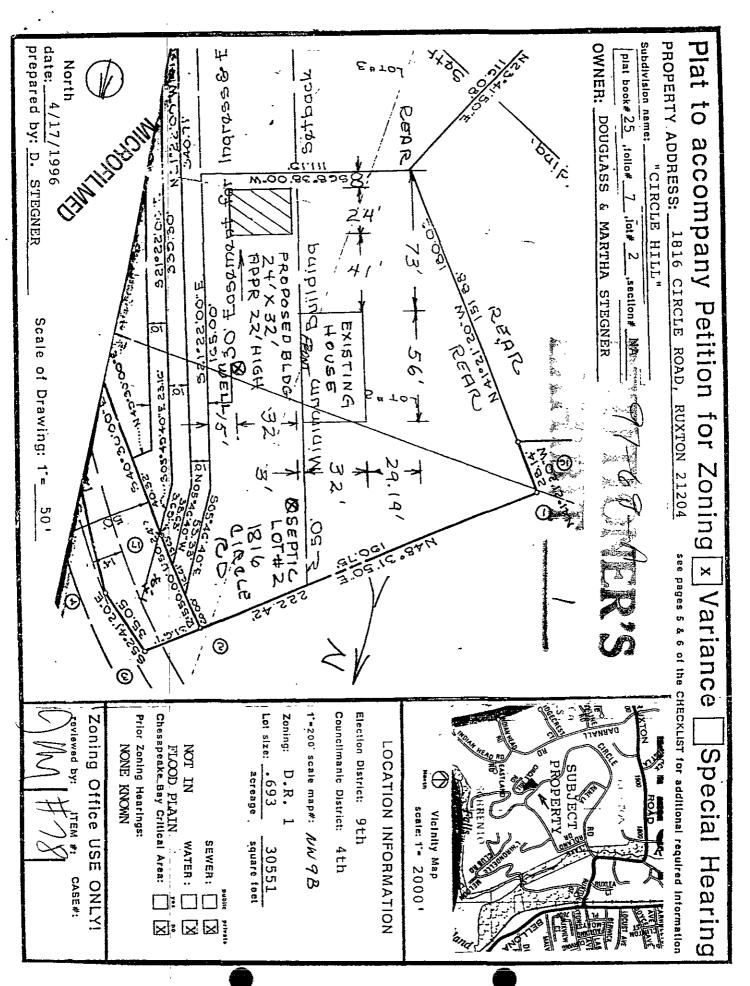
PROTESTANT(S) SIGN-IN SHEET

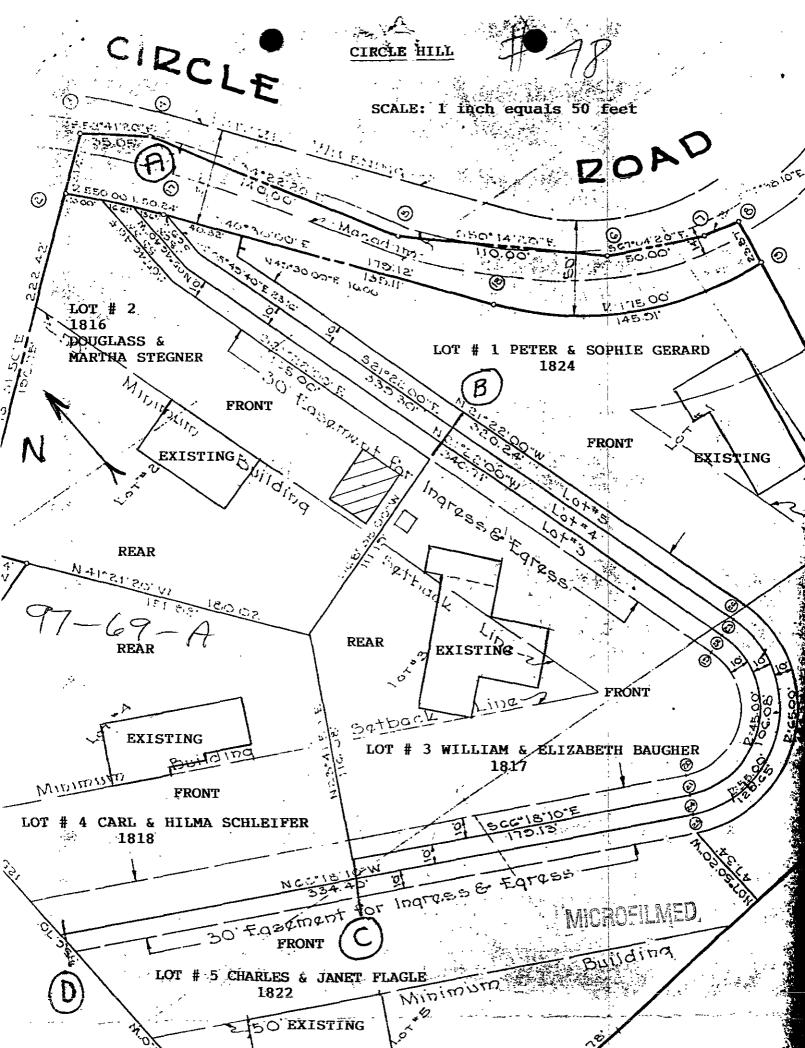
NAME	ADDRESS
Chaples D. Flagk	1822 arche Rood 21204
Carlo B. Schleifer	1818 CIRCLE BD 21209
Anter Hely	18/8ACTUDERS 2/204
	MICROFILMED,

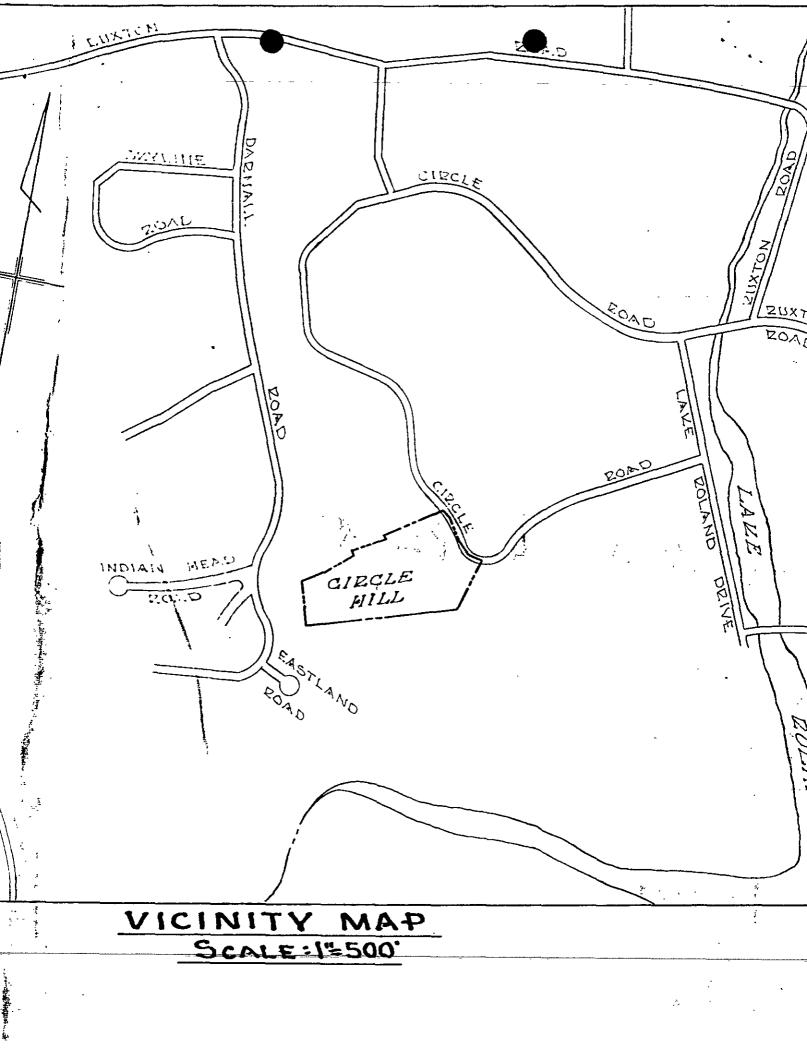


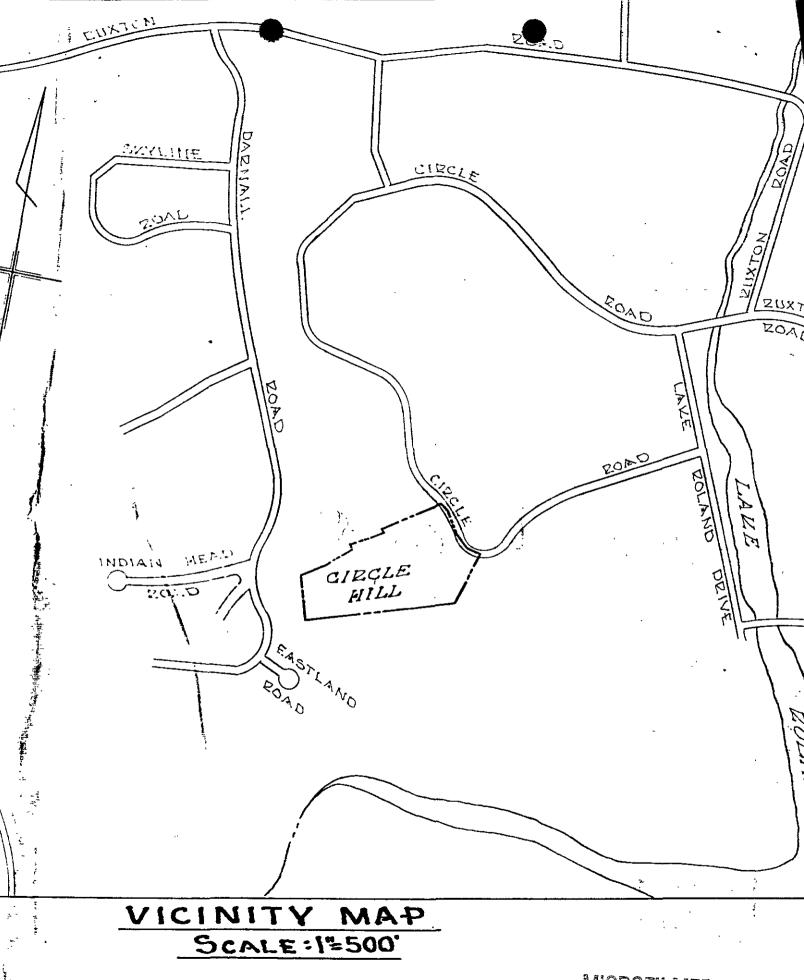
PETITIONER(S) SIGN-IN SHEET

NAME	ADDRESS
D.M. STEGNER	1816 CIRCLERD 2120
D.M. STEGNER Marthe Stegner	18/6 Circle Rd. 21204
	·
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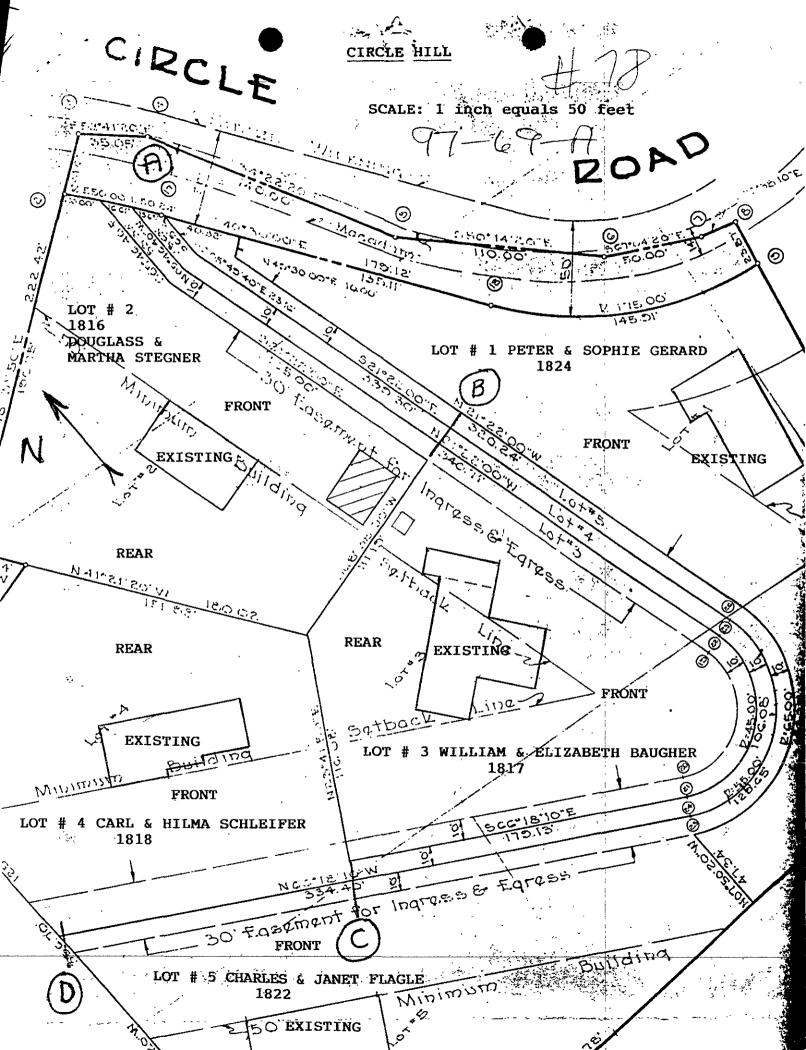








MICROFILMED



1817 Circle Road Baltimore, Md. 21204

Dear Sirs.

It is my understanding that Mr. Douglas Stegner requests a zoning variance to build an accessory structure. He is requesting a variance in height and a variance in location. I would ask that you deny this request.

The reasons for denial of each aspect of the variance follow:

1)Variance in height limitation.

I am aware of no variance in the entire neighborhood regarding height of an accessory building. Mr. Stegner has shown you pictures of several buildings which he states are "typical" Circle Road dwellings.

First of all, all of these buildings are primary residences, not accessory buildings. These buildings, therefore, must comply with mandated property line setbacks. I do not believe that a main residence height, within existing zoning regulations can justify a variance for an accessory structure.

Furthermore, all of these buildings are on a slope, and the roof line is consistent with the zoning regulations, and the height of the building from the front yard meets current zoning restrictions.

2) Variance in location

Mr. Stegner has requested permission to build an accessory structure in the front yard. There are no accessory structures in the front yard on Circle Hill Road, nor am I aware of any in the



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entire neighborhood. Furthermore, I am quite concerned in regard to the size of this so-called "accessory structure". Mr. Stegner proposes a 24 by 32 square foot building which, with a variance for height would have over 2200 square feet of floor space. A structure this size is more than an accessory building and is certainly out of keeping with the homes and lots in the area. Indeed, the only garage on our street is attached to the house.

In summary, the building Mr. Stegner currently proposes, in violation of current zoning restrictions would be damaging to, not only my property value, but to the neighborhood in general. It creates the equivalent of two, separate family dwellings on one lot.

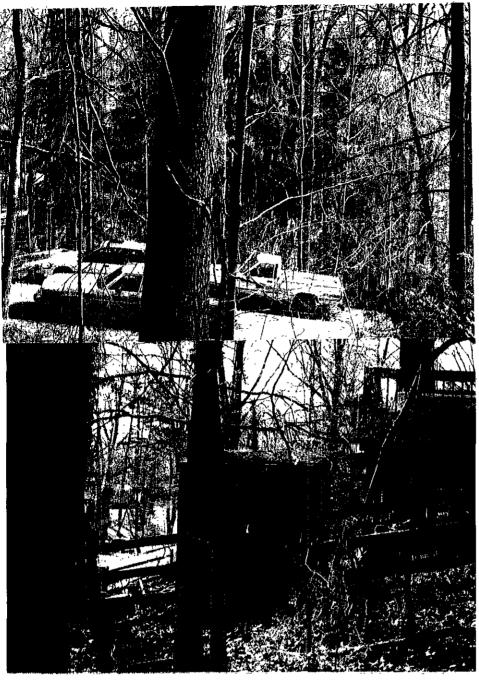
Furthermore, at an informal meeting with Mr. Stegner, his neighbors suggested alternatives which Mr. Stegner rejected. Certainly, if he wishes to build a structure creating this much square footage, the only appropriate site is adjacent and contiguous to his main dwelling, adhering to all regulations and setbacks from property lines Sincerely.

W. Hugh Baugher, M.D.

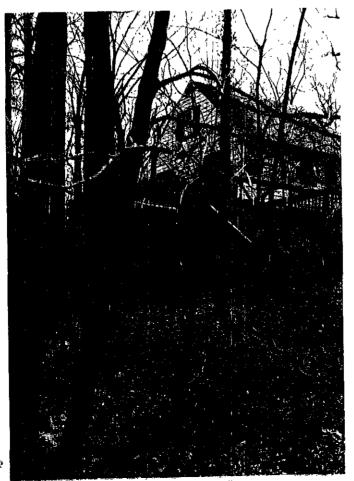
9/29/96

97-69-A

looking East; Downland : from the rear of the Proposed garage + Diterago buildhing



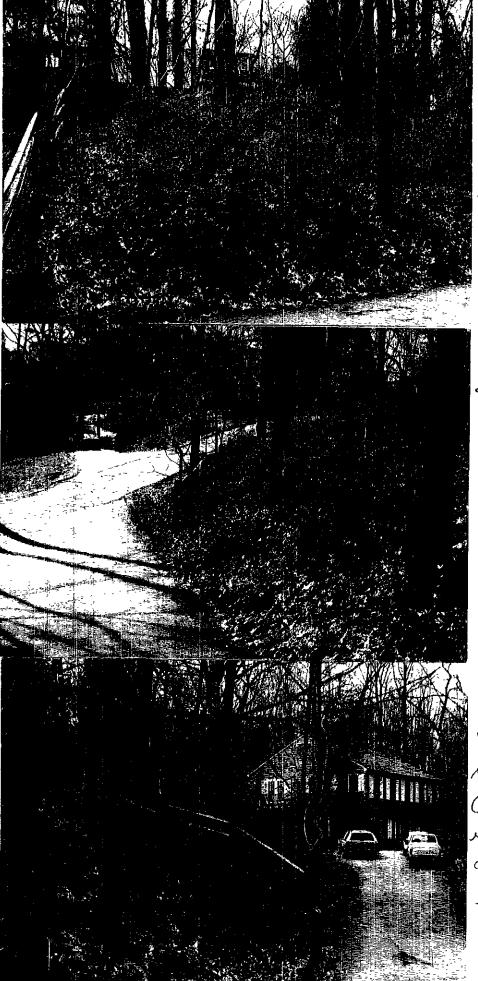
Cooking South? from where the of the proposed garage would be located.



1817 aride Pd. (adjocent to 1816 Dhowing four floors alore grade on the east bide (1) Jour dation basement (2) Roself First Floor living (Loom, Etc. (3) Bod noom level, ete. (4) Bed womlevel, Crosoll Height affer Ey. MOTHER 5 to 48 feet

above grade

DA



Coshing west;

Uphill, from the front of the pro
Posed garage;

where it would meet the directory

Cooling South!

From where the houst of the proposed garage would meet the chireway

looking North;

Pictures existing
residence at 1816

Cercle Road showing the proposed
garage site to the

left of the driveway.



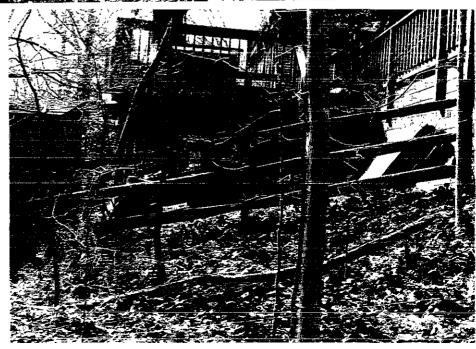
1824 aide (acoss from (816) showing four
floors above grade on east side (house, (1) foundations
fasement (2) First floor living room, Ite (3) Bod room
level etc. (4) Bod room level, Everall height gegray.
35 to 40 feet above grade on the east side of the
house.

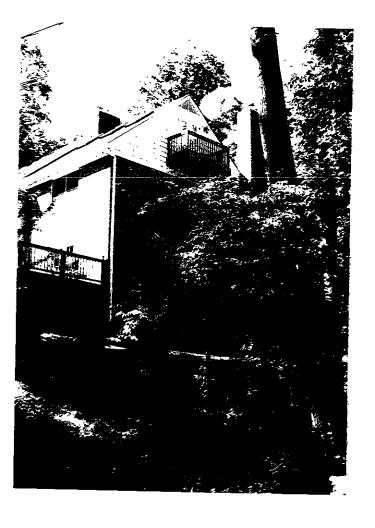


Typical hillside residence in the 1800 flock of Circle Road showing from lovels, crerall height approx. 35 to 40 feet above grade.

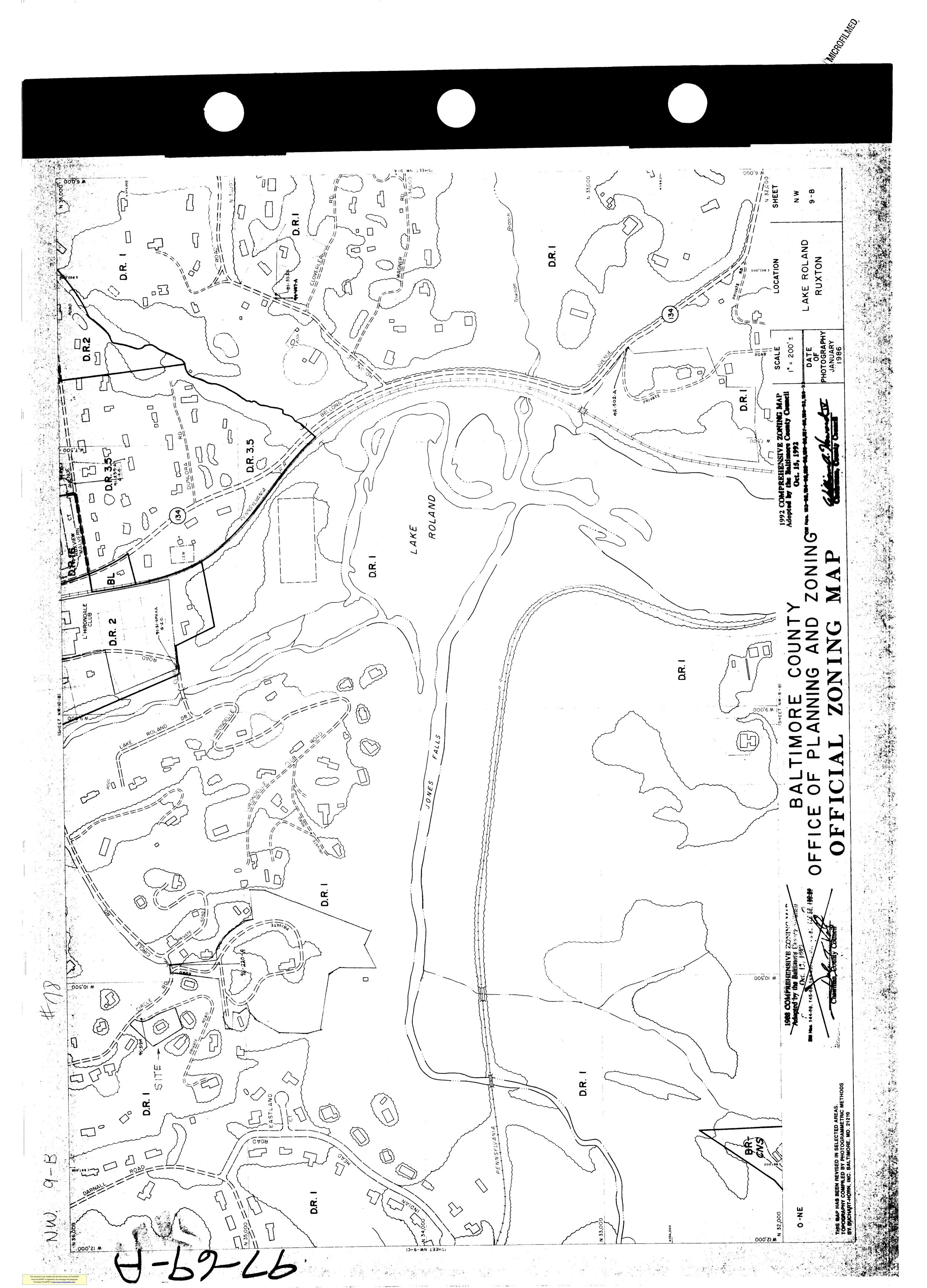




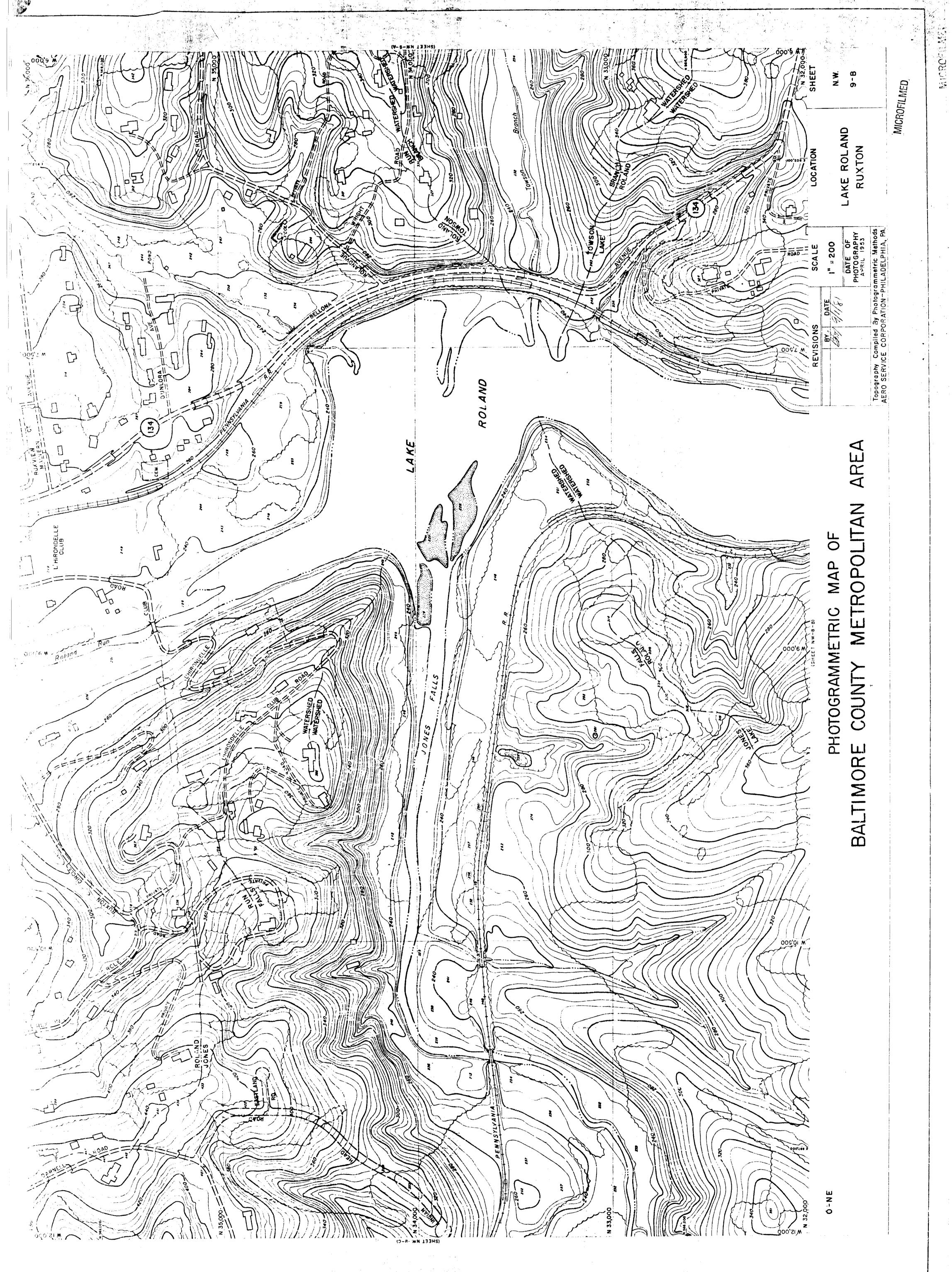




Petitioner's Schibits I-AT photos 97-69-A



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4-62-66